

A Resolution

NO. 4231-08-2013

RE-APPOINTING THE HEARING OFFICER IN THE PARKING VIOLATIONS BUREAU AND DESIGNATING THE HEARING OFFICER TO CONDUCT HEARINGS AND APPEALS UNDER CHAPTERS 10, 12.5, 22, AND 34 OF THE CITY CODE AND TO PERFORM OTHER ASSIGNED DUTIES

WHEREAS, Chapter 10 of the Code of the City of Fort Worth provides for the appointment of one or more hearing officers who serve two-year terms and adjudicate cases involving parking, stopping, or standing of vehicles and conduct boot hearings; and

WHEREAS, Chapter 12.5 of the City Code provides for a hearing officer to hear formal appeals regarding solid waste and recycling decisions; and

WHEREAS, Chapter 22 of the City Code provides that the hearing officer oversees the Parking Violations Bureau and has original jurisdiction over cases involving violation of city ordinances governing the parking, stopping, or standing of vehicles and that the hearing officer conducts hearings involving violation of city ordinances governing abandoned and junked vehicles; and

WHEREAS, Chapter 34 of the City Code designates the City-Council-appointed hearing officer in Municipal Court to hear appeals from denial, suspension, or revocation of an individual's vehicle-for-hire driver's permit, and from denial, suspension, or revocation of a company's vehicle-for-hire operating authority; and

WHEREAS, it is recommended that the City Council re-appoint Diana Medina Helm as Hearing Officer of the Parking Violations Bureau for a two-year term, with the hearing officer's annual salary set at \$48,422.40, and designate the Hearing Officer to conduct hearings and appeals pursuant to Chapters 10, 12.5, 22, and 34 of the City Code and to perform other duties assigned by the City Manager or his designee.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS:

The City Council hereby re-appoints Diana Medina Helm as Hearing Officer in the Parking Violations Bureau to serve for a two-year term and designates the Hearing Officer to conduct hearings and appeals pursuant to Chapters 10, 12.5, 22 and 34 of




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the City Code, and to perform other duties assigned by the City Manager or his designee.

Adopted this 13th day of August, 2013.

ATTEST:

By:


Mary Kayser, City Secretary




FORT WORTH

City of Fort Worth, Texas
Mayor and Council Communication

COUNCIL ACTION: Approved on 8/13/2013 - Resolution No. 4231-08-2013

DATE: Tuesday, August 13, 2013

REFERENCE NO.: **G-17971

LOG NAME: 38HEARING OFFICER 2013

SUBJECT:

Adopt Resolution to Re-Appoint Diana Medina Helm as Hearing Officer in and for the City of Fort Worth Parking Violations Bureau and Designating the Hearing Officer to Conduct Hearings and Appeals Pursuant to Chapters 10, 12.5, 22 and 34 of the City Code and to Perform Other Duties Assigned (ALL COUNCIL DISTRICTS)

RECOMMENDATION:

It is recommended that the City Council adopt the attached resolution to re-appoint Diana Medina Helm as Hearing Officer for the Fort Worth Parking Violations Bureau for a two-year term effective August 23, 2013 and designating the Hearing Officer to conduct hearings and appeals pursuant to Chapters 10, 12.5, 22 and 34 of the Code of the City of Fort Worth (1986), as amended and to perform other duties assigned.

DISCUSSION:

Section 10-17 of the City Code specifies that the City of Fort Worth Parking Violations Bureau is composed of one or more Hearing Officers who are appointed by the City Council for terms of two years and who report to and are under the administrative oversight of the Director of Municipal Court Services.

Under Chapters 10, 12.5, 22 and 34 of the City Code, the City Council and the City Manager are tasked with appointing Hearing Officers to perform various functions, and the parking violations Hearing Officer has been designated to perform those duties as well. The Hearing Officer:

1. Oversees the Parking Violations Bureau and has original jurisdiction over cases involving violations of City ordinances governing the parking, stopping, or standing of vehicles, as set out in Chapters 10 and 22 of the City Code;
2. Conducts boot hearings under Chapter 10, Article II, of the City Code;
3. Conducts formal appeal hearings regarding solid waste and recycling decisions of the Director of Code Compliance or his designee under Chapter 12.5, Article VIII, of the City Code;
4. Conducts hearings involving violations of City ordinances governing abandoned and junked vehicles, as set out in Chapter 22, Article IX, of the City Code; and
5. Hears appeals from the denial, suspension or revocation of an individual's vehicle-for-hire driver's permit and from the denial, suspension or revocation of a company's vehicle-for-hire operating authority, as provided in Chapter 34, Article VI, of the City Code.

This is Diana Medina Helm's second appointment as Hearing Officer.

The attached resolution re-appoints Diana Medina Helm as the Hearing Officer for the Fort Worth Parking Violations Bureau and designates the Hearing Officer to conduct hearings and appeals under Chapters 10, 12.5, 22, and 34 of the Code of the City of Fort Worth (1986) as amended, and to perform other duties assigned by the City Manager or his designee.

FISCAL INFORMATION / CERTIFICATION:

The Financial Management Services Director certifies that this action will have no material effect on City Funds.

FUND CENTERS:

TO Fund/Account/Centers

FROM Fund/Account/Centers

CERTIFICATIONS:

Submitted for City Manager's Office by:

Charles Daniels (6183)

Originating Department Head:

Deidra Emerson (6711)

Additional Information Contact:

Dakisha R. Wesley (6711)